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6 **IN THE UNITED STATES DISTRICT COURT**

7 **FOR THE DISTRICT OF ARIZONA**

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9 Diana Okabayashi,

No. CV-17-03612-PHX-DJH

10 Plaintiff,

**ORDER**

11 v.

12 Travelers Home and Marine Insurance  
13 Company,

14 Defendant.

15 Before the Court is the parties' Joint Motion for Entry of Form of Judgment  
16 (Doc. 43). On March 6, 2019, the Court granted Defendant's Motion for Summary  
17 Judgment (Doc. 40). Also on March 6, 2019, the Court entered a Clerk's Judgment,  
18 ordering that "judgment is entered in favor of defendants and against plaintiff. Plaintiff to  
19 take nothing, and the complaint and action are dismissed with prejudice." (Doc. 41). On  
20 March 11, 2019, Defendant filed a Bill of Costs. (Doc. 42).

21 In their Joint Motion for Entry of Form of Judgment, the parties provide that they  
22 have reached an agreement that Defendant shall not seek costs, even though judgment was  
23 entered in favor of Defendant. (Doc. 43). The parties therefore request to withdraw  
24 Defendant's Bill of Costs (Doc. 42) and that the Court amend the Clerk's Judgment (Doc.  
25 41) to reflect the parties' agreement that both Plaintiff and Defendant will take nothing.  
26 (*Id.*)

27 Accordingly,

28 **IT IS ORDERED** that parties' Joint Motion for Entry of Form of Judgment

(Doc. 43) is GRANTED;

**IT IS FURTHER ORDERED** that Defendant's Bill of Costs (Doc. 42) is withdrawn; and

**IT IS FINALLY ORDERED** directing the Clerk of the Court to enter an Amended Clerk’s Judgment as follows: “**IT IS ORDERED AND ADJUDGED** that pursuant to the Court’s Order granting Defendant’s Motion for Summary Judgment filed on March 6, 2019 (Doc. 40), judgment is entered in favor of Defendant and against Plaintiff. **IT IS FURTHER ORDERED** that Plaintiff and Defendant to take nothing, and the action is hereby terminated.”

Dated this 26th day of March, 2019.

  
Honorable Diane J. Humetewa  
United States District Judge